

RECEIVED

M E M O R A D U M

DEC 22 1993

December 22, 1993

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

**TO: Secretary of the Federal Communications Commission**

**FR: James Bradford Ramsay**  
**Deputy Assistant General Counsel**  
**National Association of Regulatory Utility Commissioners**

**RE: EX PARTE CONTACTS CONCERNING UNIVERSAL SERVICE**

Today, I mailed on behalf of the National Association of Regulatory Utility Commissioners, the attached correspondence to the following FCC representatives:

- o Chairman Reed Hundt
- o Commissioner James H. Quello
- o Commissioner Andrew C. Barrett
- o Commissioner Ervin S. Duggan
- o William E. Kennard, General Counsel
- o Blair Levin, Chief of Staff
- o Merrill Spiegel, Special Assistant to Chairman Hundt
- o Karen Brinkmann, Special Assistant to Chairman Hundt
- o Ruth A. Dancey, Confidential Assistant to Chairman Hundt
- o Kathleen B. Levitz, Chief - Common Carrier Bureau
- o Gregory J. Vogt, Chief - Tariff Division
- o Kenneth Moran, Chief - Accounting and Audits Division
- o Peggy Reitzel, Attorney - Common Carrier Bureau
- o Jill Ross Meltzer, Attorney - Common Carrier Bureau
- o Ruth Milkman, Attorney - Common Carrier Bureau
- o Donna Lampert, Attorney - Common Carrier Bureau
- o Melissa Newman, Attorney - Common Carrier Bureau
- o Colleen Boothby, Attorney - Common Carrier Bureau
- o Barbara Esbin, Attorney - Common Carrier Bureau
- o Chuck Needy, Attorney - Common Carrier Bureau
- o Patrick Donovan, Attorney - Common Carrier Bureau

*RM-8388*

Accordingly, I am, pursuant to 47 C.F.R.1.1206(1), submitting, for the record, eighteen (18) copies of this letter - two (2) for each of the nine proceedings described below that could potentially be impacted by the suggestions in our correspondence:

1 - RM - 8388 [Report No. 1986] In the Matter of

Inquiry into Policies and Programs To Assure Universal Telephone Service in a Competitive Market Environment - filed November 1, 1993.

2 - CC Docket 80-286 [FCC 93-435] In the Matter of

Amendment of Part 36 of The Commission's Rules and Establishment of a Joint Board - released for comment September 14, 1993.

3 - RM - 8334 In the Matter of

American Telephone and Telegraph Company Petition for the Establishment of Additional Standards to Govern Study Area Boundary Changes in Connection with the Transfer of Service Territories Between or Among Local Exchange Carriers - filed September 3, 1993.

4 - Undocketed In the Matter of

"Federal Perspectives on Access Charge Reform" - A Staff Analysis released August 3, 1993.

5 - Undocketed - [DA 93-847] In the Matter of

NARUC's Request For a Notice of Inquiry Concerning Access Issues - filed June 25, 1993.

6 - Undocketed - [DA 93-481] In the Matter of

A Petition for A Declaratory Ruling and Related Waivers to Establish a New Regulatory Model for the Ameritech Region - filed March 1, 1993.

7 - RM - 8303 [Report No. 1955] In the Matter of

Petition for Rulemaking to Determine the Terms and Conditions Under Which Tier 1 LECs Should Be Permitted To Provide InterLATA Telecommunications Services - filed May 7, 1993.

8 - RM - 8356 [Report No. 1975] In the Matter of

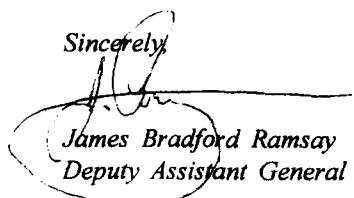
Reform of the Interstate Access Charge Rules - filed September 17, 1993

9 - Undocketed - [DA 93 - 687] In the Matter of

Rochester Telephone Corporation's Petition for Waiver - filed May 20, 1993.

If you have any questions concerning either the attached letter or this memorandum, please do not hesitate to call me at 202-898-2207.

Sincerely,

  
James Bradford Ramsay  
Deputy Assistant General Counsel

# National Association of Regulatory Utility Commissioners

Incorporated

DENNIS J. NAGEL, *President*  
Iowa Utilities Board  
Lucas State Office Building  
Des Moines, Iowa 50319

KEITH BISSELL, *First Vice President*  
Tennessee Public Service Commission  
460 James Robertson Parkway  
Nashville, Tennessee 37243-0505

ROSE MCKINNEY-JAMES, *Second Vice President*  
Nevada Public Service Commission  
4045 South Spencer Street  
Suite A-44  
Las Vegas, Nevada 89158-3920



1102 Interstate Commerce Commission Building  
Constitution Avenue and Twelfth Street, N.W.  
Washington, D. C. 20423

Mailing Address: Post Office Box 684  
Washington, D. C. 20044-0684

Telephone: 202-898-2200  
Facsimile: 202-898-2213

PAUL RODGERS  
*Administrative Director*  
*General Counsel*

GAILE ARGIRO  
*Treasurer*

December 22, 1993

*Secretary*  
*Federal Communications Commission*  
*Washington, D.C. 20554*

**Re: UNIVERSAL SERVICE ISSUES  
A COLLABORATIVE APPROACH**

*Dear Sir:*

*On November 1, 1993, MFS Communications Company, Inc. (MFS) filed a petition for a Notice of Inquiry (NOI) and en banc hearing to determine future policies for continuing to promote universal telephone service in a competitive market environment. Universal service issues have been raised in other proceedings pending before the FCC - including the FCC staff paper on access charge reform, the National Association of Regulatory Utility Commissioners (NARUC) petition for a NOI concerning access issues, the United States Telephone Association (USTA) petition for a rulemaking on access charge reform, Ameritech's petition for a declaratory ruling regarding its Customers First Plan, and the Joint Board Universal Service Fund proceedings. In compliance with the Commission's rules, two copies of the substance of this letter, are being filing in each of the nine current FCC proceedings most directly addressing universal service issues [See the Attached Appendix D].*

*In addition to these FCC proceedings, the Administration, NARUC, and several States are directly examining universal services issues. As I'm sure you know, the administration, through the National Telecommunications and Information Administration (NTIA), has stated principles for telecommunications and information policy in "The National Information Infrastructure: The Administration's Agenda for Action" (NII). The NII encompasses the goal of continuing and expanding the concept of universal service and NTIA has initiated forums to explore the related issues.*

# COMMITTEES OF THE ASSOCIATION FOR THE 1992-1993 YEAR

## COMMITTEE ON ADMINISTRATION (1967)

James A. Burg, \* South Dakota, *Chair*  
 William W. Redman, Jr., \* North Carolina, *Vice Chair*  
 James F. Munnely, \* Nebraska  
 Eric P. Serna, New Mexico SCC  
 James R. Monk, Indiana URC  
 Daniel G. Urwiller, Nebraska  
 Michael J. Kenney, Connecticut  
 Carmen J. Armenti, New Jersey  
 Edward J. Robertson, Ontario EB, Observer  
 Curt Hebert, Jr., Mississippi

## COMMITTEE ON COMMUNICATIONS (1941)

Thomas M. Beard, \* Florida, *Chair*  
 Dean J. (Joe) Miller, Idaho, *Vice Chair*  
 Sharon L. Nelson, \* Washington  
 Bruce Hagen, \* North Dakota  
 Lilo K. Schifter, Maryland  
 Andrew C. Barrett, \* FCC  
 Susan M. Knowles, \* Alaska  
 Louis R. Sherman, \* Canadian RTC, Observer  
 Preston C. Shannon, Virginia  
 Marta Greytok, \* Texas PUC  
 Dennis J. Nagel, \* Iowa UB  
 Kenneth Gordon, \* Massachusetts  
 Robert O. Wells, North Carolina  
 Margot Priest, Ontario TSC, Observer  
 Stephen O. Hewlett, Tennessee  
 Nancy M. Norling, \* Delaware  
 David W. Rolka, Pennsylvania  
 James J. Malachowski, Rhode Island  
 Line Rochon, Quebec TB, Observer  
 Charles B. Martin, Alabama  
 Laska Schoenfelder, South Dakota  
 G. Richard Klein, Indiana  
 Kenneth McClure, \* Missouri PSC  
 Howard C. Davenport, District of Columbia  
 Jolynn Barry Butler, Ohio  
 Norman D. Shumway, \* California  
 Jean-Marc Demers, Quebec TB, Observer  
 Cheryl L. Parrino, \* Wisconsin  
 Edward H. Salmon, New Jersey  
 Lisa Rosenblum, New York PSC

## COMMITTEE ON ELECTRICITY (1953)

Ashley C. Brown, \* Ohio, *Chair*  
 Ronald E. Russell, Michigan, *Vice Chair*  
 Robert A. Robertson, Nova Scotia, Observer  
 Kenneth D. Stofferahn, South Dakota  
 James M. Byrne, Utah  
 Patricia S. Qualls, \* Arkansas  
 Richard D. Casad, Washington  
 Vicky A. Bailey, \* Indiana  
 John H. Arnesen, REA, Observer  
 Deborah L. Louison, DOE, Observer  
 Otis D. Casto, West Virginia  
 Elizabeth Paine, Maine  
 Michael A. Pitlock, Nevada  
 Kevin Kelly, DOE, Observer  
 John T. Coughlin, Wisconsin PSC  
 Lynn Shishido-Topel, Illinois  
 Patricia M. Eckert, California  
 Wendell F. Holland, Pennsylvania  
 James T. McFarland, New York PSC  
 J.C. Watts, Jr., Oklahoma  
 Julius A. Wright, North Carolina

Judith C. Allan, Ontario EB, Observer  
 Warren D. Arthur, IV, South Carolina  
 Emmitt J. George, Jr., Iowa UB  
 Robert Gee, Texas PUC  
 Marsha H. Smith, Idaho  
 Evan W. Woollacott, Connecticut  
 Susan F. Clark, Florida  
 James Sullivan, Alabama  
 Donald A. Storm, Minnesota PUC

## COMMITTEE ON ENERGY CONSERVATION (1984)

Ron Eachus, \* Oregon, *Chair*  
 Richard H. Cowart, \* Vermont, *Vice Chair*  
 Allan G. Mueller, Missouri  
 Renz D. Jennings, \* Arizona  
 Cynthia A. Kitlinski, Minnesota PUC  
 Carl A. Wolf, Jr., Ontario EB, Observer  
 Donald D. Phillips, Delaware  
 George E. Overbey, Jr., Kentucky PSC  
 Daniel Patrick O'Tierney, Alaska  
 Edward M. Meyers, District of Columbia  
 William D. Cotter, New York PSC  
 Mac Barber, Georgia  
 Bob Anderson, Montana  
 Steve Ellenbecker, Wyoming  
 Mary M. McNerny, New Mexico PSC  
 Craig A. Glazer, Ohio  
 Allyson K. Duncan, North Carolina  
 Leonard U. Wilson, Vermont  
 William M. Nugent, Maine  
 Christine E.M. Alvarez, Colorado  
 Hulihan W. Moore, Virginia  
 Douglas L. Patch, New Hampshire  
 Scott A. Neitzel, Wisconsin  
 Karl A. McDermott, Illinois  
 Karl A. Rabago, Texas PUC  
 John F. Mendoza, Nevada

## COMMITTEE ON FINANCE AND TECHNOLOGY (1985)

Bil Tucker, \* Wyoming, *Chair*  
 Orville J. Cook, Ontario EB, Observer  
 Marcia G. Weeks, Arizona  
 Joseph Rhodes, Jr., Pennsylvania  
 Ralph Nelson, Idaho  
 Sam I. Bratton, Jr., Arkansas  
 Edmund R. Skelcher, Ontario TSC, Observer  
 Lawrence B. Ingram, New Mexico PSC  
 J. Terry Deason, Florida  
 Richard M. Fanelly, Ohio  
 Mark A. Foster, Alaska  
 Stephen C. Hewlett, Utah  
 Duncan E. Kincheloe, Missouri  
 Suzanne D. Rude, Vermont  
 Thomas M. Benedict, Connecticut  
 Tom Burton, Minnesota PUC

## COMMITTEE ON GAS (1963)

Bruce B. Ellsworth, \* New Hampshire, *Chair*  
 Ruth K. Kretschmer, Illinois, *Vice Chair*  
 Frank O. Heintz, Maryland  
 John R. Smyth, Wyoming  
 Joshua M. Twilley, Delaware  
 Leo M. Reinbold, North Dakota

Roland Priddle, Canada, Observer  
 Frederick L. Corban, Indiana  
 S. Peter Bickley, New Mexico PSC  
 A.J. Pardini, Washington  
 Steven M. Fetter, \* Michigan  
 Nancy Shimanek Boyd, Iowa UB  
 Henry G. Yonce, \* South Carolina  
 Peter Bradford, \* New York PSC  
 Bob Anthony, Oklahoma  
 Julius D. Kearney, Arkansas  
 Robert A. Rowan, Georgia  
 Jo Ann P. Kelly, Nevada  
 C. William W. Darling, Ontario EB, Observer  
 Laurence A. Cobb, North Carolina  
 Richard D. Frum, West Virginia  
 Keith Bissell, \* Tennessee  
 Joan H. Smith, Oregon  
 Barbara Kates-Garnick, Massachusetts  
 Walter T. Kelly, Minnesota OPS, Observer  
 Patricia D. Perkins, Missouri PSC  
 J. Michael Biddison, Ohio  
 Rachel C. Lipman, Kansas  
 Robert-Paul Chauvelot, Quebec GB, Observer  
 Norman E. MacMurchy, Alberta PMC, Observer  
 Daniel Wm. Fessler, California

## COMMITTEE ON TRANSPORTATION (1983)

Rose McKinney-James, \* Nevada, *Chair*  
 Claude M. Ligon, Maryland  
 Frank D. Cochran, Tennessee  
 R. Henry Spalding, Kentucky RC  
 William A. Bailey, Kentucky RC  
 Stephen T. Walker, Missouri DOT  
 Cecil A. Bowers, South Carolina  
 Jerome D. Block, New Mexico SCC  
 Louis E. Gallegos, New Mexico SCC  
 Frank E. Landis, Jr., Nebraska  
 Joseph Jacob Simmons, III, \* ICC  
 Gail C. McDonald, ICC  
 Jim Robinson, Kansas

## COMMITTEE ON WATER (1967)

Linda Bisson Stevens, \* New Hampshire, *Chair*  
 David L. Rauch, Missouri, *Vice Chair*  
 Paul G. Foran, Illinois  
 Dale H. Morgan, Arizona  
 Richard G. Patterson, Connecticut  
 Charles H. Hughes, North Carolina  
 Robert M. Davis, Kentucky PSC  
 David E. Ziegner, Indiana  
 Jeremiah F. O'Connor, New Jersey  
 Lila M. Sapinsley, Rhode Island  
 Henry G. Williams, New York PSC  
 Jan Cook, Alabama  
 Mary Clark Webster, Massachusetts  
 Luis Julian Laurodo, Florida  
 Galen D. Denio, Nevada  
 Thomas M. Dorman, Kentucky PSC  
 David S. Williams, Illinois  
 Betty Easley, Florida

\*Member of the Executive Committee of the Association

**Secretary**  
**Federal Communications Commission**  
**NARUC'S DECEMBER 22, 1993 WRITTEN EX PARTE PRESENTATION**

**Page -2-**

*NARUC has also initiated a project, the Universal Service Working Group, to examine the evolving definition of universal service through a collaborative process among representatives of interested parties. In addition, most State policy makers are considering and investigating issues related to universal service within their individual States.*

*In response to the diverse forums addressing related issues, NARUC has passed a number of resolutions SUGGESTING AN OPEN COLLABORATIVE PROCESS AMONG STATE, FEDERAL, INDUSTRY AND NTIA TO ADDRESS THESE AND OTHER RELATED ISSUES. I've attached three of the most recent resolutions to this correspondence for your information and review. [See Appendices A, B, and C]*

*The most recent resolution, NARUC's Resolution on Recent Initiatives to Consider Universal Service Policies, passed last month at our annual meeting in New York, specifically addresses the MFS request in the context of multiple fora addressing the same or similar issues.*

*The MFS' position statement included in its petition articulates its views as to how universal service should be defined, what specific types of subsidy mechanisms should be adopted to promote those goals, and how the subsidy programs should be funded and administered. The petition suggests that position statement is intended as a framework to begin discussion of these issues and fully anticipates other parties will offer divergent views on some issues and identify other issues not addressed in MFS' statement. According to the resolution, NARUC has identified several issues related to universal service which MFS has not addressed, including, but not limited to, the following:*

- o Whether universal service policies should promote universal affordability of some services and universal availability of other services;*
- o What measures of universality (e.g., percent of subscribers) should be used to determine whether universal service policies have been met;*
- o How privacy issues may affect universal service policies;*
- o How universal service policies should balance costs against economic and social benefits of services; and*
- o How the various policy makers can best coordinate their efforts in developing and implementing universal service policies, to ensure nationwide implementation while minimizing overlap or duplication of subsidies; now, therefore, be it*

**Secretary**  
**Federal Communications Commission**  
**NARUC'S DECEMBER 22, 1993 WRITTEN EX PARTE PRESENTATION**

**Page -3-**

*The resolution goes on to note the following:*

- o NARUC "SUPPORTS A COMPREHENSIVE REVIEW OF THE CONCEPT OF UNIVERSAL SERVICE AND ISSUES RELATED TO THE CONTINUATION AND EXPANSION OF UNIVERSAL SERVICE;"*
- o "[S]HOULD THE FCC ISSUE A NOI IN RESPONSE TO THE MFS PETITION, THE NOI SHOULD ADDRESS ALL UNIVERSAL SERVICE AND RELATED ISSUES IN LIEU OF A MORE LIMITED NOI THAT WOULD FOCUS PRIMARILY ON THOSE ISSUES RAISED BY MFS;" AND FINALLY,*
- o NARUC "ENDORSES THE USE OF A COLLABORATIVE PROCESS WITH THE FCC, NTIA, AND ALL INTERESTED PARTIES IN ORDER TO ADDRESS AND REFINE THE CONCEPT OF AND ISSUES RELATING TO UNIVERSAL SERVICE.*

*NARUC recognizes and appreciates the FCC's recent efforts to expedite Federal-State Joint Board actions and the acknowledgment of valid State concerns with respect to access reform contained in the August 1993 cover letter for the FCC Staff access white paper from all three serving FCC Commissioners to certain NARUC State commissioner members of the NARUC Communications Committee.*

*In light of these valid State concerns, we respectfully request that the Commission carefully consider the requests outlined in this letter the attached resolutions and begin immediately to develop a mechanism for a cooperative approach to address the issues raised in the above-captioned proceedings.*

**Secretary**

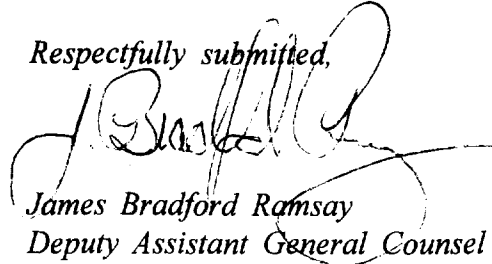
**Federal Communications Commission**

**NARUC'S DECEMBER 22, 1993 WRITTEN EX PARTE PRESENTATION**

**Page -4-**

*Of course, if you have any question about this letter, or any other NARUC position, please do not hesitate to call me at 202-898-2207.*

*Respectfully submitted,*

A handwritten signature in dark ink, appearing to read 'J. Ramsay', with a long horizontal flourish extending to the right.

*James Bradford Ramsay*

*Deputy Assistant General Counsel*

**cc:**    *Chairman Reed Hundt*  
         *Commissioner James H. Quello*  
         *Commissioner Andrew C. Barrett*  
         *Commissioner Ervin S. Duggan*  
         *William E. Kennard, General Counsel*  
         *Blair Levin, Chief of Staff*  
         *Merrill Spiegel, Special Assistant to Chairman Hundt*  
         *Karen Brinkmann, Special Assistant to Chairman Hundt*  
         *Ruth A. Dancy, Confidential Assistant to Chairman Hundt*  
         *Kathleen B. Levitz, Chief - Common Carrier Bureau*  
         *Gregory J. Vogt, Chief - Tariff Division*  
         *Kenneth Moran, Chief - Accounting and Audits Division*  
         *Peggy Reitzel, Attorney - Common Carrier Bureau*  
         *Jill Ross Meltzer, Attorney - Common Carrier Bureau*  
         *Ruth Milkman, Attorney - Common Carrier Bureau*  
         *Donna Lampert, Attorney - Common Carrier Bureau*  
         *Melissa Newman, Attorney - Common Carrier Bureau*  
         *Colleen Boothby, Attorney - Common Carrier Bureau*  
         *Barbara Esbin, Attorney - Common Carrier Bureau*  
         *Chuck Needy, Attorney - Common Carrier Bureau*  
         *Patrick Donovan, Attorney - Common Carrier Bureau*  
         *ITS, Inc., FCC's Copy Contractor*

**WHEREAS**, MFS Communications Company, Inc. (MFS) on November 1, 1993, filed a petition with the Federal Communications Commission (FCC) for a Notice of Inquiry (NOI) and en banc hearing on an accelerated basis to determine future policies for continuing to promote universal telephone service in a competitive market environment; and

**WHEREAS**, Issues relating to universal service have been raised in other proceedings pending before the FCC including the FCC staff paper on access charge reform, the National Association of Regulatory Utility Commissioners (NARUC) petition for a NOI concerning access issues, the United States Telephone Association (USTA) petition for a rulemaking on access charge reform, Ameritech's petition for a declaratory ruling regarding its Customers First Plan, and revisions to the Universal Service Fund (UHF) before the Joint Board; and

**WHEREAS**, The Administration through the National Telecommunications and Information Administration (NTIA) has stated principles for telecommunications and information policy in "The National Information Infrastructure: The Administration's Agenda for Action" (NII); and

**WHEREAS**, The NII encompasses the goal of continuing and expanding the concept of universal service for the next generation and NTIA has initiated forums to explore the issues relating to universal service; and

**WHEREAS**, The NARUC has initiated a project to examine the evolving definition of universal service through a collaborative process among representatives of interested parties; and

**WHEREAS**, State policy makers are considering and investigating issues related to universal service within their individual States; and

**WHEREAS**, MFS' position statement included in its petition articulates its views as to how universal service should be defined, what specific types of subsidy mechanisms should be adopted to promote those goals, and how the subsidy programs should be funded and administered; and

**WHEREAS**, MFS indicates its position statement is intended as a framework to begin discussion of these issues and fully anticipates other parties will offer divergent views on some issues and identify other issues not addressed in MFS' statement; and

**WHEREAS**, The NARUC has identified several issues related to universal service which MFS has not addressed, including, but not limited to, the following:

- o Whether universal service policies should promote universal affordability of some services and universal availability of other services;
- o What measures of universality (e.g., percent of subscribers) should be used to determine whether universal service policies have been met;
- o How privacy issues may affect universal service policies;
- o How universal service policies should balance costs against economic and social benefits of services; and
- o How the various policy makers can best coordinate their efforts in developing and implementing universal service policies, to ensure nationwide implementation while minimizing overlap or duplication of subsidies; now, therefore, be it

**RESOLVED**, That the National Association of Regulatory Utility Commissioners, convened at its 105th Annual Convention in New York, New York, supports a comprehensive review of the concept of universal service and issues related to the continuation and expansion of universal service; and be it further

**RESOLVED**, That, should the FCC issue a NOI in response to the MFS petition, the NOI should address all universal service and related issues in lieu of a more limited NOI that would focus primarily on those issues raised by MFS; and be it further

**RESOLVED**, That the NARUC endorses the use of a collaborative process with the FCC, NTIA, and all interested parties in order to address and refine the concept of and issues relating to universal service; and be it further

**RESOLVED**, That the NARUC General Counsel and staff shall take appropriate actions in all applicable forums that are necessary to carry out the objectives of this resolution.



**WHEREAS**, In September 1993, the White House released its goals for telecommunications and information policy, "The National Information Infrastructure: The Administration's Agenda for Action" (NII); and

**WHEREAS**, The NII initiative contains nine guiding principles including: (1) promotion of private sector investment; (2) expansion of the "universal service" concept to include information services; (3) promotion of technological innovation and new applications; (4) promotion of a seamless, interactive, user-driven operation of the NII; (5) assurance of information security and network reliability; (6) improved management of the radio frequency spectrum; (7) protection of intellectual property rights; (8) policy coordination with other levels of government and with other nations; and (9) access to government information and improved government procurement; and

**WHEREAS**, The NII proposes that the Administration and Government will operate as a partner with the private sector via the establishment of an Information Infrastructure Task Force (IITF) to focus on telecommunications policy, information policy, and user applications; and

**WHEREAS**, The NII proposes the creation of the "United States Advisory Council on the National Information Infrastructure" consisting of 25 members from outside the Federal government; and

**WHEREAS**, The NII proposes to strengthen & streamline Federal agencies responsible for communications & information policy making; and

**WHEREAS**, One goal of the NII is to continue and expand the concept of universal service for the next century; and

**WHEREAS**, The National Association of Regulatory Utility Commissioners (NARUC) has initiated a project to examine the evolving definition of universal service through a collaborative process among various NARUC Committees and among representatives of interested constituencies; and

**WHEREAS**, The National Telecommunications and Information Administration has invited NARUC to participate in a November 19, 1993, planning summit for the NII; now, therefore, be it

**RESOLVED**, That the National Association of Regulatory Utility Commissioners (NARUC), convened at its 105th Annual Convention in New York, New York, applauds the Administration for its efforts and leadership to develop policy goals for the provision of telecommunications and information services; and be it further

**RESOLVED**, That the NARUC looks forward to working with the Administration on the IITF and will provide any information and technical assistance possible to help achieve the goals outlined in the NII.

---

Sponsored by the Committee on Communications - Adopted November 17, 1993 - Reported NARUC Bulletin, No. 48-1993, p. 5

#### **APPENDIX C - New Regulatory Proposals at the FCC**

**WHEREAS**, Rochester Telephone, Ameritech, and other Regional Bell Holding (RBH) Companies have filed various petitions with the Federal Communications Commission (FCC) that propose new regulatory policies which they believe are necessary to respond to competition; and

**WHEREAS**, These petitions request that the FCC (1) certify to the MFJ court that the RBHs offering interexchange service is in the public interest; (2) grant various rule waivers pertaining to access categories; (3) allow zone (deaveraged) pricing; (3) modify the price cap formula to eliminate current pricing rules; (4) allow the recovery of subsidies via "bulk billing"; and

**WHEREAS**, granting these petitions could have major regulatory effects in both state & federal jurisdictions; therefore, be it

**RESOLVED**, That the Executive Committee of the National Association of Regulatory Utility Commissioners (NARUC), convened at its 1993 Summer Meeting in San Francisco, California, requests that the FCC and states should develop mechanisms to work cooperatively in addressing the issues raised in these petitions; and, be it further

**RESOLVED**, That if the FCC grants the necessary petitions and if plans move forward, the FCC should also introduce a monitoring mechanism that will collect technical, financial and market share information to enable the evaluation of these new regulatory policies; and be it further

**RESOLVED**, That the monitoring data be made available by the FCC over their electronic bulletin board to all states; and

---

Sponsored by the Committee on Communications - Adopted July 28, 1993 - Reported NARUC Bulletin, No. 32-1993, p.4.

M E M O R A D U M

December 22, 1993

**TO:** *Secretary of the Federal Communications Commission*

**FR:** *James Bradford Ramsay  
Deputy Assistant General Counsel  
National Association of Regulatory Utility Commissioners*

**RE:** *EX PARTE CONTACTS CONCERNING UNIVERSAL SERVICE*

---

Today, I mailed on behalf of the National Association of Regulatory Utility Commissioners, the attached correspondence to the following FCC representatives:

- o Chairman Reed Hundt*
- o Commissioner James H. Quello*
- o Commissioner Andrew C. Barrett*
- o Commissioner Ervin S. Duggan*
- o William E. Kennard, General Counsel*
- o Blair Levin, Chief of Staff*
- o Merrill Spiegel, Special Assistant to Chairman Hundt*
- o Karen Brinkmann, Special Assistant to Chairman Hundt*
- o Ruth A. Dancey, Confidential Assistant to Chairman Hundt*
- o Kathleen B. Levitz, Chief - Common Carrier Bureau*
- o Gregory J. Vogt, Chief - Tariff Division*
- o Kenneth Moran, Chief - Accounting and Audits Division*
- o Peggy Reitzel, Attorney - Common Carrier Bureau*
- o Jill Ross Meltzer, Attorney - Common Carrier Bureau*
- o Ruth Milkman, Attorney - Common Carrier Bureau*
- o Donna Lampert, Attorney - Common Carrier Bureau*
- o Melissa Newman, Attorney - Common Carrier Bureau*
- o Colleen Boothby, Attorney - Common Carrier Bureau*
- o Barbara Esbin, Attorney - Common Carrier Bureau*
- o Chuck Needy, Attorney - Common Carrier Bureau*
- o Patrick Donovan, Attorney - Common Carrier Bureau*

Accordingly, I am, pursuant to 47 C.F.R.1.1206(1), submitting, for the record, eighteen (18) copies of this letter - two (2) for each of the nine proceedings described below that could potentially be impacted by the suggestions in our correspondence:

1 - RM - 8388 [Report No. 1986] In the Matter of

Inquiry into Policies and Programs To Assure Universal Telephone Service in a Competitive Market Environment - filed November 1, 1993.

2 - CC Docket 80-286 [FCC 93-435] In the Matter of

Amendment of Part 36 of The Commission's Rules and Establishment of a Joint Board - released for comment September 14, 1993.

3 - RM - 8334 In the Matter of

American Telephone and Telegraph Company Petition for the Establishment of Additional Standards to Govern Study Area Boundary Changes in Connection with the Transfer of Service Territories Between or Among Local Exchange Carriers - filed September 3, 1993.

4 - Undocketed In the Matter of

"Federal Perspectives on Access Charge Reform" - A Staff Analysis released August 3, 1993.

5 - Undocketed - [DA 93-847] In the Matter of

NARUC's Request For a Notice of Inquiry Concerning Access Issues - filed June 25, 1993.

6 - Undocketed - [DA 93-481] In the Matter of

A Petition for A Declaratory Ruling and Related Waivers to Establish a New Regulatory Model for the Ameritech Region - filed March 1, 1993.

7 - RM - 8303 [Report No. 1955] In the Matter of

Petition for Rulemaking to Determine the Terms and Conditions Under Which Tier 1 LECs Should Be Permitted To Provide InterLATA Telecommunications Services - filed May 7, 1993.

8 - RM - 8356 [Report No. 1975] In the Matter of

Reform of the Interstate Access Charge Rules - filed September 17, 1993

9 - Undocketed - [DA 93 - 687] In the Matter of

Rochester Telephone Corporation's Petition for Waiver - filed May 20, 1993.

If you have any questions concerning either the attached letter or this memorandum, please do not hesitate to call me at 202-898-2207.

Sincerely,

/s/ J. Bradford Ramsay

James Bradford Ramsay  
Deputy Assistant General Counsel